

ORIGINAL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

National Stage in the U.S. of

International Application No.: PCT/EP04/11101

International Filing Date: 10/05/04

U.S. Application No.: 10/576,835

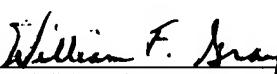
First Named Inventor: Bauser

Title: 5-Substituted 2-(Phenylmethyl)Thio-4-Phenyl-4H-1,2,4-Triazole Derivatives and
Related Compounds as GABA-Agonists for the Treatment of Urinary Incontinence
and Related Diseases

CERTIFICATION OF MAILING UNDER 37 C.F.R. 1.8(a)

I hereby certify that this correspondence and any papers referred to as attached are being deposited, on the date shown below, with the United States Postal Service, with sufficient postage, as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: May 7, 2007


William F. Gray

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. 371

This replies to the Notification of Missing Requirements under 35 U.S.C. 371 (Form PCT/DO/EO/905) mailed to applicants on 3/7/07. A copy of Form PCT/DO/EO/905 is enclosed.

DECLARATION OR OATH

No declaration or oath was filed. Enclosed is the original declaration or oath for this application (35 U.S.C. 371 (c)(4)).

COMPLETION FEES

Surcharge fee for late filing of original declaration or oath (37 C.F.R. 1.492(e))
\$130.00.

TOTAL FEE DUE

The total fee due is:

| | |
|-----------------|----------|
| Completion fees | \$130.00 |
|-----------------|----------|

METHOD OF PAYMENT

The Commissioner is hereby authorized to charge Deposit Account No. **13-3372** in the amount of **\$ 130.00** for the matters indicated above. The Commissioner is also authorized to charge any additional fees, any underpayment of fees, and credit any overpayment to the above deposit account. A duplicate of this request is attached.

Respectfully submitted,

William F. Gray
William F. Gray
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West Haven, CT 06516-4175

Date: May 7, 2007

Registration No.: 31018

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UNITED STATES PATENT AND TRADEMARK OFFICE

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| | | |
|-----------------------------------|-----------------------|-------------------------------------|
| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
| 10/576,835 | Bauser | BHC 032003 |
| INTERNATIONAL APPLICATION NO. | | PCT/EP04/11101 |
| 35969 | | I.A. FILING DATE PRIORITY DATE |
| JEFFREY M. GREENMAN | | 10/05/2004 10/18/2003 |
| BAYER PHARMACEUTICALS CORPORATION | | |
| 400 MORGAN LANE | | |
| WEST HAVEN, CT 06516 | | |
| CONFIRMATION NO. 2287 | | |
| 371 FORMALITIES LETTER | | |
| *OC00000022780814* | | |

Date Mailed: 03/07/2007

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/18/2006
- Copy of the International Search Report filed on 04/18/2006
- Copy of IPE Report filed on 04/18/2006
- Information Disclosure Statements filed on 04/18/2006
- Request for Immediate Examination filed on 04/18/2006
- U.S. Basic National Fees filed on 04/18/2006
- Priority Documents filed on 04/18/2006
- Specification filed on 04/18/2006
- Claims filed on 04/18/2006
- Abstracts filed on 04/18/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

CHARITTA A BURT

Telephone: (703) 308-9140 EXT 207

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/576,835 | PCT/EP04/11101 | BHC 032003 |

FORM PCT/DO/EO/905 (371 Formalities Notice)